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## COMBINED DECLARATION AND POWER OF ATTORNEY

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As a below named inventor(s), I hereby declare that:

### TYPE OF DECLARATION

This declaration is for a utility patent application.

### INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if two or more names are listed below) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

### TITLE OF INVENTION

HIGH AVAILABILITY MECHANISM IN A CABLE ENVIRONMENT

### SPECIFICATION IDENTIFICATION

The specification

- ☒ is attached hereto.  
☐ was filed on \_\_\_\_\_ and has U.S. Application Number \_\_\_\_\_,  
and was amended on \_\_\_\_\_.

### ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, Section 1.56.

## PRIORITY

The present application claims the benefit under 35 U.S.C. §119(e) of Prior U.S. Provisional Applications:

**Provisional Application Serial Number**

**Filing Date**

The present application claims the benefit under 35 U.S.C. §120 of the following Applications:

**Application Serial Number**

**Filing Date**

**Status**

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## POWER OF ATTORNEY

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

**APPOINTED PRACTITIONER(S)**

**CUSTOMER NUMBER 22917**

**SEND CORRESPONDENCE TO**

**DIRECT TELEPHONE CALLS TO:**

**CUSTOMER NUMBER 22917**

**Joanne Pappas 508 261-4358**

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## DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**Inventor's signature**

Paul H. Wallace

Date 7/24/2000

Country of Citizenship USA

**Residence** Portsmouth, RI

**Post Office Address** 104 Redwood Road, Portsmouth, RI 02871[illegible]

**ASSIGNMENT AND AGREEMENT**

For and in consideration of the sum of One Dollar to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, I, Robert Wallace of 104 Redwood Road, Portsmouth, RI 02871, have sold, assigned and transferred, and do hereby sell, assign and transfer, unto **Motorola, Inc.**, a corporation of the State of Delaware, having its principal office in Schaumburg, State of Illinois, United States of America, and its successors, assigns, and legal representatives, the entire right, title and interest for the United States of America in and to certain inventions relating to improvement in **HIGH AVAILABILITY MECHANISM IN A CABLE ENVIRONMENT (Case No. CX099034)**, described, illustrated and claimed in an application for Letters Patent of the United States of America executed by me on the dates indicated by my signature below, together with the entire right, title and interest in and to said application, and in and to Letters Patent which may be issued upon said application, and upon any division, extension, continuation or reissue thereof.

I hereby also sell, assign and transfer unto the said MOTOROLA, INC., the entire right, title and interest in and to said invention and in and to applications for Letters Patent therefor in all countries foreign to the United States of America, including all rights under any and all international conventions and treaties in respect of said invention and said applications for Letters Patent in foreign countries, and we further authorize the said MOTOROLA, Inc. to apply for Letters Patent in foreign countries directly in its own name, and to claim priority of the filing date of the said application for Letters Patent of the United States of America under the provisions of any and all international conventions and treaties.

I hereby authorize and request the Commissioner of Patents of the United States of America to issue Letters Patent upon the aforesaid application, division, extension, continuation or reissue, to the said MOTOROLA, INC., for the sole use and behoof of said MOTOROLA, INC., its successors, assigns and legal representatives, to the full end of the term for which said Letters Patent may be granted, the same as they would have been held and enjoyed by me had this assignment not been made, and I hereby authorize and request the equivalent authorities in foreign countries to issue the patents of their respective countries to said MOTOROLA, INC.

I agree that, when requested, I will, without charge to said MOTOROLA, Inc., but at its expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient for securing and maintaining patents for said inventions in any and all countries and for vesting title thereto in said MOTOROLA, INC., its successors, assigns and legal representatives or nominees.

I covenant with said MOTOROLA, INC., its successors, assigns and legal representatives, that the interest and property hereby conveyed is free from all prior assignment, grant, mortgage, license or other encumbrance.

Robert H. Wallace  
Robert Wallace

7/24/2000  
Date

COMMONWEALTH OF MASSACHUSETTS  
COUNTY OF Bristol

I, Donna L. Cooke, a Notary Public in and for the County and State aforesaid, do hereby certify that the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that (s)he signed, sealed and delivered said instrument as his/her free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and notarial seal this 24<sup>th</sup> day of July, 2000.

Donna L. Cooke  
, Notary Public

My Commission Expires: May 17, 2007